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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 MARGARET KIRK,

10 Plaintiff,

11 v.

12 MICHAEL J. ASTRUE, Commissioner of
Social Security,

13 Defendant.
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Case No. C10-1880-JCC-JPD

REPORT AND RECOMMENDATION

15 Plaintiff brought this action to seek judicial review of the denial of her application for
16 disability benefits by the Commissioner of the Social Security Administration. Dkt. 1. The
17 parties have stipulated that this case should be reversed and remanded for further administrative
18 proceedings pursuant to sentence four of 42 U.S.C. § 405(g). Dkt. 20.

19 Based on the stipulation of the parties, the Court recommends that this case be
20 REVERSED and REMANDED for further administrative proceedings. Accordingly, upon
21 remand, the Administrative Law Judge (“ALJ”) shall (1) determine the relevant period at issue,
22 the correct earnings to be credited to the claimant, and the corresponding date last insured; (2)
23 reassess the claimant’s credibility; (3) reassess the statements and testimony of the claimant’s
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1 husband, Andrew Kirk; and (4) continue with the sequential evaluation process, obtaining
2 supplemental vocational expert testimony as necessary.

3 Upon proper presentation, the Court shall consider whether plaintiff is entitled to
4 reasonable attorney's fees and costs pursuant to 28 U.S.C. § 2412(d).

5 A proposed order accompanies this Report and Recommendation.

6 DATED this 7th day of July, 2011.

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9 JAMES P. DONOHUE
10 United States Magistrate Judge
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